IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

Notice of Motion No.1932 of 2006
in
Appeal No.444 of 2006
in
Notice of Motion No.1824 of 2006
in
Suit .No. l593 of 2006

M/s Sumer Associates ..Appellants
vs
Mustansir H Thambawala & ors.. ..Respondents

Mr. D.D.Madon, Senior Advocate with Mr.K.R.Khatta i/b Yasmin Bhansali & Co. for appellants

Ms Amita Iqbal i/b Yusufs Associates for respondents

CORAM: KSHITIJ R. VYAS, C.J., &
ABHAY S. OKA,J.

DATE: JULY 11, 2006.

P.C.:-

The learned counsel appearing for the respondents states that the respondents are in possession of the suit premises and they shall not induct any third party in the said suit premises till the disposal of the motion and shall maintain status quo in respect of the suit premises. In view of this statement, nothing survives in this appeal. At this stage the learned counsel for the appellants seeks leave to withdraw the appeal. Leave granted. Appeal stands dismissed as withdrawn.

In view of the dismissal of the main appeal, nothing survives in the motion, hence same stands disposed of.

CHIEF JUSTICE

ABHAY S. OKA, J.